

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

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JW Broadcasting, Inc.
1100 Spring Street
Suite 610
Atlanta, Georgia 30309

MAY 22 2009

Re: JW Broadcasting, Inc.
WCFO(AM), East Point, Georgia
Facility Identification Number: 15521
File Number: BP-20090313ACC

Dear Applicant:

This letter refers to the above-captioned application for a minor modification of AM broadcast station WCFO.

A preliminary engineering review of the application reveals that the proposed nighttime 0.025 mV/m-10% skywave contour overlaps the 0.5 mV/m-50% skywave contour of co-channel Class A station KSL(AM), Salt Lake City, Utah, in violation of 47 CFR Section 73.182 (See attached exhibit). In addition, the proposed nighttime operation would increase the existing 25% RSS limit of co-channel Class B station WEWC(AM), Callahan, Florida, in contravention of Section 73.182 of the Commission's Rules. Specifically, the existing RSS limit for WEWC is 12.12 mV/m, and the proposal will increase the limit to 12.59 mV/m.¹

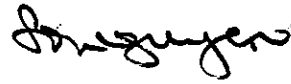
Accordingly, the application BO-20090313ACC IS HEREBY DISMISSED. This action is taken pursuant to Section 0.283 of the Commission's rules.

In the Public Notice entitled "Commission States Future Policy on Incomplete and Patently Defective AM and FM Construction Permit Applications", FCC 84-366, released August 2, 1984, the Commission indicated that it would reinstate applications nunc pro tunc where the original application was returned and where a relatively minor curative amendment was filed in conjunction with a petition for reconsideration within 30 days of the date of the dismissal. Any amendment filed later than 30 days will be returned as untimely. See 47 U.S.C. Section 405, 47 CFR § 1.106(f). In this regard, it should be emphasized that the above deficiencies were discerned after a preliminary study of the application. A detailed review was not made

¹ The existing limit of WEWC is comprised of 6.37 mV/m from WCRT, 5.99 mV/m from WJFI, 4.51 mV/m from WOBN, 4.16 mV/m from WKCM, 3.38 mV/m from WYLL, 3.36 mV/m from WIWA, and 3.18 mV/m from KSL.

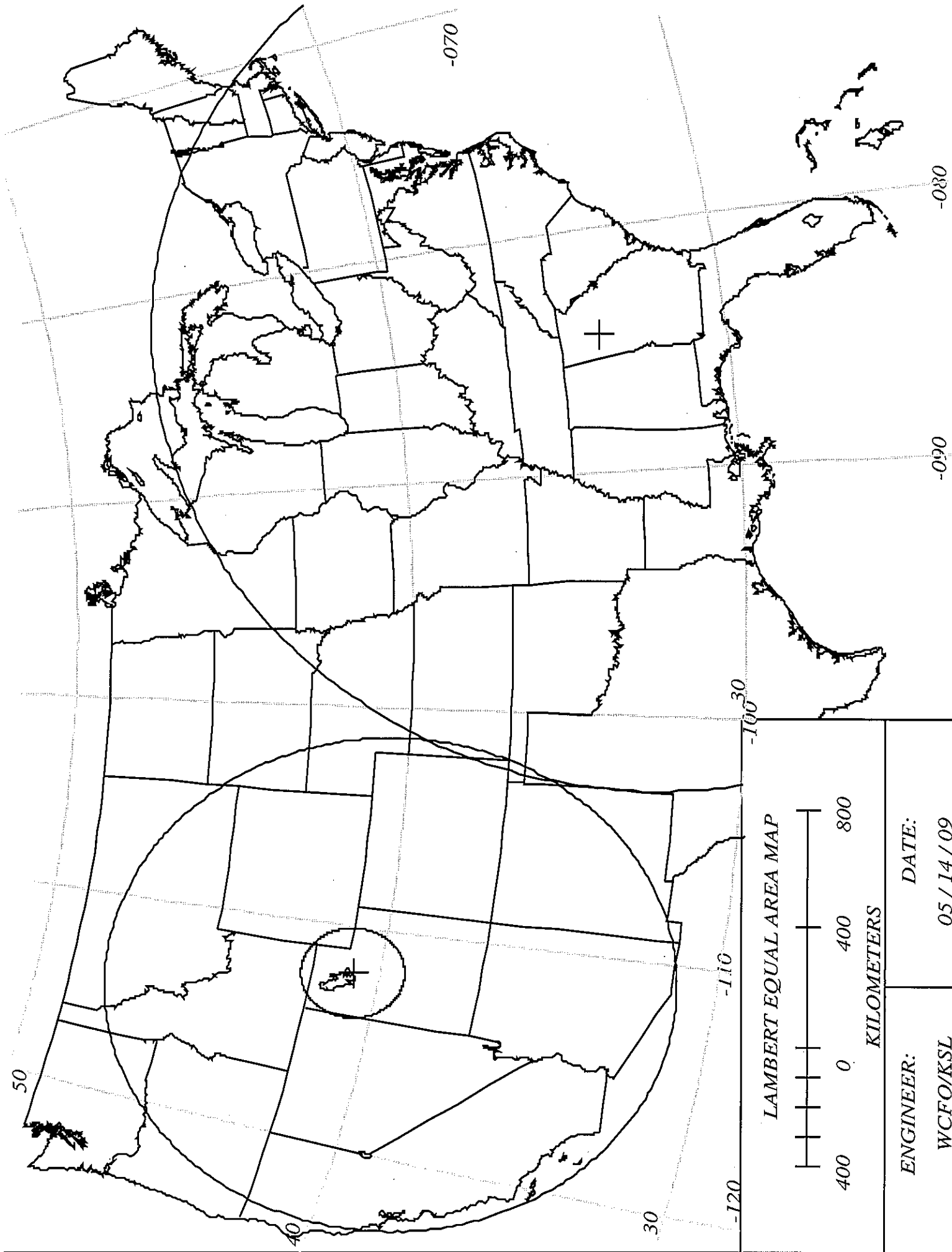
of the entire application to determine whether other deficiencies exist which would preclude acceptance for filing or result in a subsequent dismissal. Inasmuch as the applicant will not be afforded a second opportunity to correct another deficiency, the applicant is encouraged to carefully review the entire application.

Sincerely,

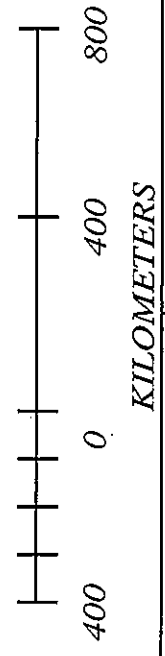
A handwritten signature in black ink, appearing to read 'Son Nguyen', written in a cursive style.

Son Nguyen
Supervisory Engineer
Audio Division
Media Bureau

cc: David Tillotson, Esq.
William A. Culpepper



LAMBERT EQUAL AREA MAP



ENGINEER: WCFO/KSL	DATE: 05 / 14 / 09
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